

FILED

SEP 02 1998

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMAIN RE: GEORGE ALLEN HAILEY and
THERESA MAE HAILEY a/k/a
TERRI MAE HAILEY,

Debtors.

BANK OF NEW YORK d/b/a CONSUMERS
EDGE VISA,

Plaintiff,

v.

TERRI M. HAILEY and GEORGE A. HAILEY,

Defendants.

Case No. 97-04827-R

(Chapter 7)

Adversary No. 98-0009-R

TIMOTHY R. WALBRIDGE, CLERK
U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF OKLAHOMAJOURNAL ENTRY OF JUDGMENT

NOW on this 31 day of August, 1998, this matter came on for consideration on the stipulation of the parties. Plaintiff appeared by Theodore P. Gibson, its attorney of record, and the Defendants appeared by Stephen B. Riley, their attorney of record. Both parties announced that a settlement had been reached under the following terms, conditions and stipulations:

1. The Court has full and complete jurisdiction and venue over this Adversary Proceeding and the Parties.
2. This is a core proceeding.
3. Defendants obtained a credit card from Plaintiff, and in the months immediately proceeding their filing for relief under the Bankruptcy Code, incurred charges and cash advances for which they did not have the ability, or the intention, to repay in the principal sum of \$6,405.95.
4. It is agreed that the said sum of \$6,405.95 is non-dischargeable and that Judgment should be granted the Plaintiff in that amount, plus interest, attorney's fees and accrued and accruing costs.

DOCKETED 9-2, 1998
Clerk, U.S. Bankruptcy Court
Northern District of Oklahoma

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5. It is further agreed that if the Defendants pay the Plaintiff the sum of \$1,500.00, with an initial payment of \$62.50 due upon approval of this Journal Entry, and consecutive monthly payments of \$62.50 per month commencing September 15, 1998, until paid, such payments will be accepted as a full and complete settlement of this obligation.

6. However, if the Defendants default under the terms of this settlement, the Plaintiff shall have a final judgment against the Defendants in the full sum of \$6,405.95 (less any payments made) plus interest, attorney's fees and costs to be assessed by the Court.

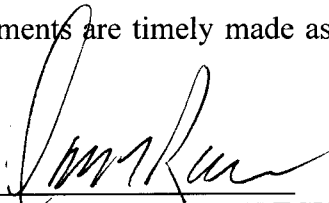
The Court having reviewed, and approved the stipulations of the parties, finds, and it is

THEREFORE ORDERED, ADJUDGED AND DECREED that the indebtedness due to Bank of New York d/b/a Consumer's Edge Visa from Terri M. Hailey and George A. Hailey in the amount of \$6,405.95 be, and is hereby determined to be, non-dischargeable; and it is

FURTHER ORDERED, ADJUDGED AND DECREED that Bank of New York d/b/a Consumer's Edge Visa is granted a judgment against Terri M. Hailey and George A. Hailey for the amount of \$6,405.95 plus interest, attorney's fees and accrued and accruing costs; and it is

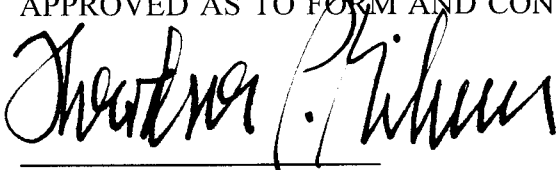
FURTHER ORDERED, ADJUDGED AND DECREED BY THE COURT that the Defendants, Terri M. Hailey and George A. Hailey, be and are hereby granted a stay of execution conditioned upon their payment to the Plaintiff in the sum of \$1,500.00, payable in an initial installment of \$62.50 upon approval of this Journal Entry, and consecutive monthly payments of \$62.50 per month commencing September 15, 1998, and \$62.50 on or before the 15th day of each month thereafter until the said sum is paid in full; and it is

FURTHER ORDERED, ADJUDGED AND DECREED that this judgment shall be satisfied in full upon the payment of the said \$62.50 if said payments are timely made as set forth above.

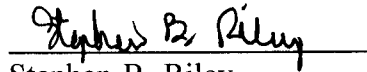


JUDGE OF THE BANKRUPTCY COURT

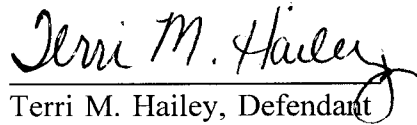
APPROVED AS TO FORM AND CONTENT:



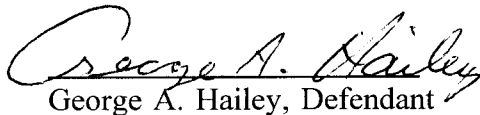
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Terri M. Hailey, Defendant



George A. Hailey, Defendant